

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
CIVIL ACTION NO.: 5:06CV20**

**BERNICE MCCURDY,**

**Plaintiff,**

**vs.**

**JANE PLAUGHER, CINDY EVERHART,  
KAREN CLIFTON, JOAN SHEW,  
BETSY LANE, DEBBIE COCKMAN, and  
PAUL FREEMAN,**

**Defendants.**

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**ORDER**

**THIS MATTER** is before the Court on a Complaint filed by Plaintiff *pro se*. On August 22, 2006, Defendant Karen Clifton (“Clifton”) filed a Motion to Dismiss pursuant to Rule 8, Rule 12(b)(1), and Rule 12(b)(6) of the Federal Rules of Civil Procedure, seeking dismissal of the Complaint.

It appears that Clifton may be entitled to a dismissal in this action as a matter of law. Therefore, the Plaintiff is directed to file a response as described below:

**TO THE PLAINTIFF, BERNICE MCCURDY, READ THE FOLLOWING VERY CAREFULLY:**

Within fourteen (14) days of the date of entry of this Order, you are to file a brief written argument, opposing Karen Clifton’s memorandum supporting her Motion to Dismiss, or request an extension of the deadline.

You are hereby advised that you have fourteen (14) days from the filing of this Order in which to file your response to the Motion to Dismiss. If you fail to respond to this Motion, the

Court will proceed to decide the matter. A copy of the response must be served on all of the Defendants named in this matter, including but not limited to Karen Clifton, and a certificate of service must be filed with the Court showing that a copy has been sent to counsel for all of the Defendants named in this matter.

**IT IS, THEREFORE, ORDERED** that Plaintiff has fourteen (14) days from the filing of this Order in which to respond to Karen Clifton's Motion to Dismiss.

The Clerk is directed to certify copies of this Order to Plaintiff and counsel for all Defendants named in this matter. The Clerk is specifically directed to send Plaintiff's copy by **certified mail, return receipt requested.**

Signed: September 13, 2006

A handwritten signature in black ink, reading "Richard L. Voorhees", written over a horizontal line.

Richard L. Voorhees  
United States District Judge

